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DAN F. ARNETT  
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177622

January 20, 2006

John J. Pringle, Jr., Esquire  
Ellis, Lawhorne & Sims, PA  
1501 Main St., 5<sup>th</sup> Floor  
Columbia, SC, 29201

RECEIVED  
JAN 20 2006  
PSC SC  
MAIL/DMS

RE: BellSouth Telecommunications, Inc.'s Complaint and Request for Summary  
Disposition Against NewSouth Communications Corp  
Docket No. 2004-63-C

Dear Mr. Pringle:

Please find enclosed and served on you the Office of Regulatory Staff's First Continuing Data Requests in the above referenced matter. Please let me know if you have any questions.

Sincerely,

Nanette S. Edwards

NSE/pjm

Enclosure

cc: Mr. Charles L.A. Terreni

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION OF**  
**SOUTH CAROLINA**  
**DOCKET NO. 2004-63-C**

<b>IN RE: BellSouth Telecommunications</b>	<b>)</b>	<b>OFFICE OF REGULATORY</b>
<b>Complaint and request for Summary</b>	<b>)</b>	<b>STAFF'S FIRST CONTINUING</b>
<b>Disposition Against NewSouth</b>	<b>)</b>	<b>DATA REQUEST</b>
<b>Communications Corp.</b>	<b>)</b>	

**TO: Jack Pringle, Esquire, Counsel for NewSouth Communications Corporation:**

Pursuant to S.C. Code Ann. Section 58-4-10, 58-4-50, and 58-4-55, as enacted by 2004 S.C. Acts 175, and 26 S.C. Code Regs. 103-853 (Supp. 2003), the Office of Regulatory Staff hereby serves the within Data Requests upon NewSouth Communications Corporation. (hereafter referred to as "NewSouth").

The Office of Regulatory Staff hereby requests, pursuant to 26 S.C. Code Regs. 103-853 (Supp. 2003), that you answer the following data requests in writing and under oath within ten (10) days after service at the Office of Regulatory Staff, 1441 Main Street, Suite 300, Columbia, South Carolina, 29201. If you are unable to respond to any of the data requests, or part or parts thereof, please specify the reason for your inability to respond and state what other knowledge or information you have concerning the unanswered portion.

As used in these data requests, "identify" means, when asked to identify a person, to provide the full name, business title, address and telephone number. When asked to identify a document, "identify" means to provide a full and detailed description of the document. In lieu of providing a full and detailed description of a document, you may attach to your responses a copy

of the document and identify the person who has custody of it. When the word "document" is used herein, it means any written, printed, typed, graphic, photographic, or electronic matter of any kind or nature and includes, but is not limited to, statements, contracts, agreements, reports, opinions, graphs, books, records, letters, correspondence, notes, notebooks, minutes, diaries, memoranda, transcripts, photographs, pictures, photomicrographs, prints, negatives, motion pictures, sketches, drawings, publications, and tape recordings.

Wherever in this data request a masculine pronoun or possessive adjective appears, it refers to both males and females in accordance with traditional English usage.

**IT IS THEREFORE REQUESTED:**

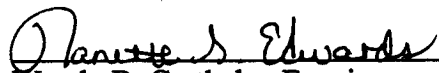
- I. That all information requested below, unless otherwise specified, shall be limited to BellSouth's proposed South Carolina retail operations.
- II. That all information shall be provided to the South Carolina Office of Regulatory Staff in the format requested.
- III. That all responses to the data requests below be labeled using the same numbers as used herein.
- IV. That the requested information be bound in 3-ring binders with numbered tabs between each question.
- V. That if information requested is found in other places or other exhibits, reference shall not be made to those; instead, reproduce and place in the Data Request in the appropriate numerical sequence.
- VI. That any inquiries or communications relating to questions concerning clarification of the data requested below should be directed to James McDaniel, of the South Carolina Office of Regulatory Staff.
- VII. That this entire list of questions be reproduced and included in front of each set of responses.
- VIII. That each question be reproduced and placed in front of the response provided.
- IX. That NewSouth provides six (6) paper copies of responses to the South Carolina Office of Regulatory Staff. In addition and if technically feasible, it is requested that NewSouth provides an electronic version of the responses.

- X. If the response to any data request is that the information requested is not currently available, please state when the information requested will be available.
- XI. That in addition to the signature and verification at the close of NewSouth's responses, the NewSouth witness(es) or employee(s) or agent(s) responsible for the information contained in each response be indicated.
- XII. This Data Request shall be deemed to be continuing so as to require NewSouth to supplement or amend its responses as any additional information becomes available.
- XIII. For information requested herein where the information is kept, maintained, or stored using spreadsheets, please provide electronic versions of the spreadsheets, including the formulas used and embedded in the spreadsheet.

#### **DATA REQUESTS:**

- 1.1 Provide any documents that support your contention that American Consultants Alliance ("ACA") is "an ILEC consulting shop" and is not an independent auditor as alleged in NewSouth's Answer at p. 3.
- 1.2 How many Enhanced Extended Links ("EELs") has NewSouth ordered from BellSouth in South Carolina?
- 1.3 How many special access circuits has NewSouth requested BellSouth to convert to EELs in South Carolina?
- 1.4 On page 3 of the NewSouth Answer, NewSouth states BellSouth "finally proffered the required justification for the audit." Please provide the information supplied by BellSouth to NewSouth and explain how the information provided by BellSouth "confirmed NewSouth's compliance with the applicable eligibility requirements or was entirely nonprobative."
- 1.5 Provide copies of any documents, reports, analyses or reviews performed by NewSouth, or any of its affiliates, employees or independent contractors regarding NewSouth's compliance with the local usage requirements associated with EELs.
- 1.6 Has NewSouth, its employees, affiliates, or independent contractors performed any internal audits or reviews of NewSouth's compliance with the local usage requirements in the parties interconnection agreement? If yes, please provide the results of the internal audit(s) or review(s).
- 1.7 Has BellSouth filed similar complaints against NewSouth or its affiliates in other jurisdictions? If BellSouth has filed similar complaints against NewSouth or its affiliates, please provide a brief description of the status of those complaints and the associated docket numbers.

January 20, 2006

A handwritten signature in cursive script, reading "Nanette S. Edwards", is positioned above a horizontal line.

Wendy B. Cartledge Esquire

Nanette S. Edwards Esquire

**Office of Regulatory Staff**

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